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Honorable Robert W. Sweet
United States District Court Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

August 13, 2008

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Re: Nicholas Sands and Sands & Company v. Leonard Bernstein and Jane Holmes
Bernstein
Index No: 07 CV 9824 (SDNY)(RWS)
Our File No.: 10904-0001

Dear Judge Sweet:

As Your Honor is aware, we are counsel for the Plaintiffs in this matter. I write on behalf of both parties to request a modification, on consent, of the briefing and argument schedule on the Defendant's motion for summary judgment. Defendants' counsel and I have agreed upon the following modified briefing/argument schedule:

1. Opposing papers to be filed and served on or before August 25, 2008
2. Reply papers to be filed on or before September 8, 2008
3. Oral argument to be heard on September 24, 2008.

I would respectfully request that the Court endorse the proposed briefing and argument schedule. The Court's attention to this matter is appreciated.

Respectfully submitted,

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